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**From:** Bohan, Suzanne [bohan.suzanne@epa.gov]  
**Sent:** 3/27/2018 3:35:19 PM  
**To:** Benevento, Douglas [benevento.douglas@epa.gov]; Thomas, Deb [thomas.debrah@epa.gov]  
**Subject:** FW: Letter from Colorado to EPA regarding City of Colorado Springs CONFIDENTIAL  
**Attachments:** Letter to EPA re settlement negotiations-3.pdf; 2018.03.26 CoAG Letter to DOJ - EPA Settlement Privileged.pdf; 2018.03.26 Letter to EPA Non-privileged (002).pdf

**Importance:** High

Doug and Deb –

I just received the attached letters and emails regarding settlement negotiations with Colorado Springs. Please let me know if you would like any additional information.

Suzanne

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**From:** Jackson, Laurianne  
**Sent:** Tuesday, March 27, 2018 9:27 AM  
**To:** Thompson, Christopher <Thompson.Christopher@epa.gov>; Eppers, Jim <Eppers.Jim@epa.gov>; DeJong, Stephanie <DeJong.Stephanie@epa.gov>; Hammond, Lauren <Hammond.Lauren@epa.gov>  
**Cc:** Palomares, Art <Palomares.Art@epa.gov>; Bohan, Suzanne <bohan.suzanne@epa.gov>; Fergusson, Bruce <Fergusson.Bruce@epa.gov>  
**Subject:** FW: Letter from Colorado to EPA regarding City of Colorado Springs CONFIDENTIAL

All

I am forwarding three separate letters from the State and/or Plaintiff Intervenors along with an email from Peter Nichols, counsel for Lower Ark. These letters are in direct response to the United States' letter of March 19, 2018, to the City of Colorado Springs (City) concerning settlement negotiations.

1. Lower Ark's letter to EPA re: settlement negotiations (Privileged)
2. State letter to EPA re: Statement of Position (Privileged)
3. State and Plaintiff Intervenors letter to EPA re: Colorado Springs case (Non Privileged)

Please let me know if you have any questions.

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**From:** Peter D. Nichols [<mailto:pdn@bhgrlaw.com>]  
**Sent:** Tuesday, March 27, 2018 8:30 AM  
**To:** 'Meg Parish' <[Meg.Parish@coag.gov](mailto:Meg.Parish@coag.gov)>; Coleman, Leslie (ENRD) <[Leslie.Coleman@usdoj.gov](mailto:Leslie.Coleman@usdoj.gov)>; Ahearn, Devon (ENRD) <[Devon.Ahearn@usdoj.gov](mailto:Devon.Ahearn@usdoj.gov)>; Fergusson, Bruce <[Fergusson.Bruce@epa.gov](mailto:Fergusson.Bruce@epa.gov)>; Hammond, Lauren <[Hammond.Lauren@epa.gov](mailto:Hammond.Lauren@epa.gov)>; Jackson, Laurianne <[Jackson.Laurianne@epa.gov](mailto:Jackson.Laurianne@epa.gov)>; Hoffman, Heidi K (ENRD) <[Heidi.Hoffman@usdoj.gov](mailto:Heidi.Hoffman@usdoj.gov)>  
**Cc:** 'Tom Korver' <[tkorver@petros-white.com](mailto:tkorver@petros-white.com)>; Patrick M. Haines <[pmh@bhgrlaw.com](mailto:pmh@bhgrlaw.com)>  
**Subject:** RE: Letter from Colorado to EPA regarding City of Colorado Springs CONFIDENTIAL

Heidi,

Attached is a confidential letter from the Lower Arkansas Valley Water Conservancy District concerning the EPA's decision to begin unilateral settlement negotiations with the City of Colorado Springs. The Lower Ark District is requesting that EPA take a step back, and undertake a number of actions to restore the constructive working relationship with its co-plaintiffs.

Please let me know if you have questions, or would like to discuss before EPA responds.

Regards - Peter

Peter Nichols  
Partner



BERG HILL  
GREENLEAF RUSCITTI, LLP  
ATTORNEYS AT LAW

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**From:** Meg Parish [<mailto:Meg.Parish@coag.gov>]  
**Sent:** Tuesday, March 27, 2018 6:24 AM  
**To:** Coleman, Leslie (ENRD); Ahearn, Devon (ENRD); Fergusson, Bruce; Hammond, Lauren ([Hammond.Lauren@epa.gov](mailto:Hammond.Lauren@epa.gov)); Jackson, Laurianne; Hoffman, Heidi K (ENRD)  
**Cc:** Peter D. Nichols; 'Tom Korver'; Patrick M. Haines  
**Subject:** Letter from Colorado to EPA regarding City of Colorado Springs CONFIDENTIAL

Dear Heidi,

Attached is a confidential letter from the State of Colorado addressing the EPA's decision to begin unilateral settlement negotiations with the City of Colorado Springs. In this letter, we request that the EPA take a number of actions in the next two weeks. Please let me know at your earliest convenience if your client plans to take those actions.

Please, of course, feel free to call me at any time with questions regarding this matter.

Best,

Meg

Meg Parish  
First Assistant Attorney General  
Water Quality and Radiation Unit  
Natural Resources & Environment Section  
Colorado Department of Law  
Ralph L. Carr Colorado Judicial Center  
1300 Broadway, 7<sup>th</sup> Floor  
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